

United States District Court
for the
District of Alaska

Request for Modification of Conditions or Term of Supervised Release
with Consent of the Offender
(Probation Form 49, Waiver of Hearing is Attached)

Name of Offender: Tara Shae Stuart Case Number: A03-0171-16CR (JKS)/3:05-0090CR (JWS)

Sentencing Judicial Officer: James K. Singleton, Senior U.S. District Court Judge
John W. Sedwick, Chief U.S. District Court Judge

Date of Original Sentence: June 7, 2004/February 24, 2006

Original Offense: Conspiracy in violation of 21 U.S.C. §§ 846 & 841/Escapes in violation of
18 U.S.C. § 751(a)

Original Sentence: 33 months imprisonment, 3 years supervised release/5 years probation

Date Supervision Commenced: July 13, 2006

PETITIONING THE COURT

- ☐ To extend the term of supervised release for _____ years, for a total term of _____ years.
☒ To modify the conditions of supervised release as follows:

The defendant shall refrain from unlawful use of controlled substances and shall submit to one drug test within 15 days of release on supervision and at least two periodic drug tests thereafter, not to exceed 12 tests per month, at the direction of the probation officer.

CAUSE

The above modification is sought in order to continue drug testing in this case in compliance with U.S. v. Stephens, No. 04-50170, 2005 WL 2106158 (9th Cir. Sept. 2, 2005).

Request for Modification of Conditions or Term

Name of Offender : Tara Shae Stuart

Case Number : A03-0171-16CR (JKS)/3:05-0090CR (JWS)

Respectfully submitted,

REDACTED SIGNATURE

Mary Frances Barnes
U.S. Probation/Pretrial Services Officer
Date: September 11, 2006

Approved by:

REDACTED SIGNATURE

Eric D. Odegard
Supervising U.S. Probation Officer

THE COURT ORDERS:

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☐ The Modification of Conditions as Noted Above
- ☐ Other:

REDACTED SIGNATURE

John W. Sedwick
Chief U.S. District Court Judge

Date: 9-12-06

PROB 49

Waiver of Hearing to Modify Conditions
of Probation/Supervised Release or Extend Term of Supervision

UNITED STATES DISTRICT COURT
for the
DISTRICT OF ALASKA

U.S.A. v Tara Shae Stuart

Docket No. 3:05-CR-00090 (JWS)

I, Tara Shae Stuart, have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my conditions of probation or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the Court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to the following modification of my conditions of probation or to the proposed extension of my term of supervision:

The defendant shall refrain from unlawful use of controlled substances and shall submit to one drug test within 15 days of release on supervision and at least two periodic drug tests thereafter, not to exceed 12 tests per month, at the direction of the probation officer.

Signed:

Tara Shae Stuart

Date:

8-23-06

Tara Shae Stuart

Probationer or Supervised Releasee

REDACTED SIGNATURE

Witness

Mary Frances Baines

U.S. Probation/Pretrial Services Officer

8-23-06